

**California Indian Heritage Center Task Force
Subcommittee on Governance**

Report

Adopted by CIHC Task Force May 12, 2005

I. Summary of Proposal

- A. Introduce and secure passage of legislation to accomplish the following:
1. Establish the California Indian Heritage Center in California government within California State Parks.
 2. Direct the Department of Parks and Recreation to enter into an operating agreement with the nonprofit organization whereby that organization may perform any and all responsibilities associated with the CIHC's planning, development and operation.
 3. Specify that the board of directors of the nonprofit organization shall include the Executive Secretary of the Native American Heritage Commission and the Director of the Department of Parks and Recreation, or designees, as ex-officio voting members.
- B. Create a new nonprofit organization to serve as the nonprofit partner to the state and be the co-developer and joint operator of the CIHC.
1. Articles of incorporation would state that the principal purpose of the organization is to undertake any and all legal actions necessary to support the CIHC.
 2. Bylaws would define the size, nature and composition of the board, representation, structure, etc.
 - a. This is the area of greatest structural flexibility, and potentially the area with the highest level of control of important program areas by Indian people.
 - b. By designing the bylaws properly, the organization will fulfill the CIHC Task Force vision statement specifying guidance by California Indian people.
- C. Negotiate an agreement between State Parks and the nonprofit organization that creates an appropriate and mutually beneficial division of responsibilities.
1. Gives to the nonprofit partner the necessary levels of influence and/or control over the aspects of the CIHC that are important to Indian people.

2. Gives to the state agency partner the necessary levels of influence and/or control over the aspects of the CIHC that are important to government.
3. Has the potential to provide an extremely high level of flexibility to both parties for planning, developing and operating the project.
4. By designing the agreement properly, the nonprofit organization—representing California Indian people—will have influence and/or control over all aspects of CIHC design, policy, and operations necessary to effectively fulfill the requirements of the CIHC Task Force’s Vision Statement and Statement of Purpose.

Task Force Action May 12, 2005

Motion: As Amended: Hildreth

Second: Alvitre

Vote: Y--7 N--0 NV/A--0

Item is adopted as amended